Image 2817

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on <u>September 26, 2003</u> in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Ref. No.: 12221-016

SEP 2 9 2003 E

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. :

09/851,566

Confirmation No. 3229

Applicant

Miller

Filed:

May 8, 2001

TC/A.U.

2817

Examiner

281 / B. Lee

Docket No.

P147-US

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Listed on an attached Form PTO/SB/08A is information known to applicant(s).

Sir:

The Examiner is requested to initial and return the attached Form PTO/SB/08A in accordance with MPEP §609. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56. This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply): (1) It is being filed within 3 months of the application filing date (other than the filing date of a continued prosecution application under §1.53(d)) -- OR --It is being filed within 3 months of entry of a national stage (2) It is being filed before the mail date of the first Office (3)Action on the merits -- OR --It is being filed before the mail date of the first Office (4) Action after the filing of a request for continued examination under §1.114.

Appl. No. 09/851,566 IDS dated September 26, 2003

	of the date of after the mailing	F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months if the filing date of a national application; (2) three months beyond the date of entry national stage as set forth in §1.491 in an international application; (3) the mailing a first Office action on the merits, or (4) the mailing date of a first Office Action the filing of a request for continued examination under §1.114, but before the g date of the earlier of a final office action under §1.113, a notice of allowance §1.311, or an action that otherwise closes prosecution in the application, then:			
	\boxtimes	a statement as specified in §1.97(e) is provided below; or			
		a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.			
	37 C.F.R. $\S1.97(d)$. If this statement is being filed after the mailing date of the earlier of a final office action under $\S1.113$, a notice of allowance under $\S1.311$, or an action that otherwise closes prosecution in the application, but before payment of the issue fee, then:				
	A.	a statement as specified in §1.97(e) is provided below; and			
	B.	a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.			
Fee:					
	\boxtimes	No fee is due.			
		A check in the amount of \$ for the above-identified fee(s) is enclosed.			
		Respectfully submitted,			
Date:	Septem	ber 26, 2003 By N. Kenneth Burraston Reg. No. 39,923			
	ns, Behl	e & Latimer PLC			

P.O. Box 45898 201 South Main St., Suite 1800 Salt Lake City, Utah 84145-0898 Phone: (801) 536-6763 Fax: (801) 536-6111

 \boxtimes

STATEMENT SPECIFIED IN 37 CFR § 1.97(e)

The undersigned states that each item of information contained in this information
disclosure statement was first cited in a communication from a foreign patent office in a
counterpart foreign application not more than three months prior to the filing of the
statement (37 CFR. §1.97(e)(1)).

The undersigned states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of this statement (37 CFR. §1.97(e)(2)).

Respectfully submitted,

Date: September 26, 2003

N. Kenneth Burraston

Reg. No. 39,923

Parsons, Behle & Latimer PLC P.O. Box 45898 201 South Main St., Suite 1800 Salt Lake City, Utah 84145-0898 Phone: (801) 536-6763

Fax: (801) 536-6111

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Modified Form PTO/SB/08A

Substitute for form 1449A/PTO			Complete If Known		
			Application Number	09/851,566	
ORMATION D	ISCL	OSURE	Filing Date	May 8, 2001	
STATEMENT BY APPLICANT			First Named Inventor	Miller	
(use as many sheets a	s necess	arv)	Group Art Unit	2817	
(use as many sheets t	s necess		Examiner Name	B. Lee	
1	of	1	Attorney Docket No.	P147-US	
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U.S. PATENT DOCUMENTS						
Examiner	Cite	U.S. Patent Document		Name of Patentee or	Publication	Relevant
Initials*	No.1	Number	Kind Code ²	Applicant	Date	Portions
	1	6559531	B1	Sutherland	05/06/2003	
	2	6600325	B2	Coates et al.	07/29/2003	

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.